

## MINUTES

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

March 9, 2006 4:30 pm

SUE BEITIA, CLERK

CASE NUMBER: CR. 05-00356HG

CASE NAME: U.S.A. vs. JOSE FEDERICO MARTINEZ-RANGEL

ATTYS FOR PLA: Mark A. Inciong

ATTYS FOR DEFT: Dana S. Ishibashi

U.S.P.O.: Rosanne T. Donohoe

INTERPRETER: Miguel Saibene

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JUDGE: Helen Gillmor

REPORTER: Cynthia Fazio

DATE: March 9, 2006

TIME: 3:00 - 3:30

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COURT ACTION: SENTENCING TO COUNT 1 OF THE FELONY INFORMATION -  
GOVERNMENT'S MOTION FOR DOWNWARD DEPARTURE -

The defendant is present in custody.

The Memorandum of Plea Agreement is accepted.

The Court finds that the defendant qualifies for the "safety valve" provision as set forth in 18 U.S.C. Section 3553(f)(1)thru(5).

The Government's Motion for Downward Departure is GRANTED.

Allocution by the defendant.

ADJUGED: Impr of 70 mos.

SUPERVISED RELEASE: 5 yrs upon the following conditions:

1. That the defendant shall abide by the standard conditions of supervision.
2. That the defendant not commit any crimes, federal, state, or local (mandatory condition).
3. That the defendant not possess illegal controlled substances (mandatory condition)

4. That the defendant shall cooperate in the collection of DNA as directed by the probation officer.
5. That the defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of commencement of supervision and at least two drug tests thereafter but no more than 8 valid drug tests per month during the terms of supervision (mandatory condition).
6. That the defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.
7. That the defendant submit to removal proceedings, including deportation or exclusion as required by the Department of Homeland Security. The defendant shall not enter the United States without proper authorization.

Special assessment: \$100.

Advised of rights to appeal the sentence.

RECOMMENDATIONS: Terminal island, CA. That the defendant participate in drug, educational and vocational training programs.

Submitted by: David H. Hisashima, Courtroom Manager